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8 Attorneys for Defendant  
9 RANDALL STEVEN CURTIS

10 UNITED STATES DISTRICT COURT  
11  
12 NORTHERN DISTRICT OF CALIFORNIA  
13  
14 OAKLAND DIVISION

15 “AMY,” *et al.*,

16 Plaintiffs,

17 RANDALL STEVEN CURTIS,

18 Defendant.

Case No. 19 Cv 2184 PJH

DECLARATION OF ETHAN A. BALOGH IN  
SUPPORT OF DEFENDANT CURTIS’S  
OBJECTIONS AND REPLY TO PLAINTIFFS’  
SUPPLEMENTAL PRESENTATION IN  
SUPPORT OF SUMMARY JUDGMENT

Before the Honorable Phyllis J. Hamilton  
United States District Judge

1 I, ETHAN A. BALOGH, declare under penalty of perjury as follows:

2 1. I am a partner at the law firm of Coleman & Balogh LLP, am admitted to practice  
3 before this Court, and represent Defendant Randall Curtis in this case. I state the following on  
4 personal knowledge, and if called as a witness, could competently testify to the facts presented in  
5 this declaration.  
6

7 2. Attached hereto as Exhibit A is a true and correct copy of an email and attachment  
8 Plaintiffs' counsel sent to the Court, and which I received, on March 10, 2021.

9 3. Attached hereto as Exhibit B is a true and correct copy of the email I sent to the Court  
10 and Plaintiffs' counsel in response to the email presented in Ex. A.

11 I declare that the foregoing is true and correct under penalty of perjury under the laws of  
12 the United States.  
13

14 Dated: March 19, 2021

/s/ E A Balogh  
ETHAN A. BALOGH

# **EXHIBIT A**

**From:** [Debbie Bianco](#)  
**To:** [pjhcrd@cand.uscourts.gov](mailto:pjhcrd@cand.uscourts.gov)  
**Cc:** [Ethan A. Balogh](#); [Carol Hepburn](#); [John Kawai](#)  
**Subject:** Amy et al v. Curtis 3:19-CV-02184PJH  
**Date:** Wednesday, March 10, 2021 1:39:53 PM  
**Attachments:** [Chart Revised Per Court Order.Curtis\[1\].docx](#)

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Good afternoon, Ms. Collins,

We are working on putting together a chart that is consistent with the Court's order. I am attaching an initial sample of the chart, for the Court's review. We would ask if the Judge could please confirm that this format is what Judge Hamilton has in mind. If it is, then we will complete and file under seal. If not, we will make adjustments to meet the Court's requirements.

Thank you.

Deborah Bianco

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[bianco.lawyers@gmail.com](mailto:bianco.lawyers@gmail.com)

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Skylar, Savannah, Sally, Sierra, Violet,  
Amy, Erika, Tori, Jenny, and Jessica

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

“Amy,” et. al.,

Plaintiffs,

v.

RANDALL STEVEN CURTIS

Defendant.

Case No: 3:19-CV-02184PJH

CHART REVISED PER COURT ORDER

Judge: Honorable Phyllis J. Hamilton  
Chief United States District Court Judge

Plaintiffs submits the following revised chart of evidence per the Court’s direction in its

order of March 8, 2021, Dkt. # 170 including counsel's understanding of what is shown in the unredacted version of the images in question.

Plaintiff	Identity	Sexual Conduct	Found in Defendant's Possession
Amy	Annette Mullin	<p>File Name: !12[1200].jpg.png</p> <p>Photo shows front view of naked child, from waist to thighs, legs spread wide, focused on vagina &amp; anus[&amp; ?????].</p> <p>Sanitized image at Dec of Amy ISO Plaintiffs' MSJ Ex.1, Dkt No. 139-4, p. 377,</p>	<p>Hepburn Dec. ISO Pltffs MSJ, Ex. 1 at Dkt # 139-4, p. 33 (Plea agreement ¶ 2 where Def. admits possession of electronic media) Ex. 2 at Dkt # 139-4 pp; 53-55 (transcript of plea hearing where Def. orally admits possession of computer media containing child pornography, Ex. 4 at Dkt # 139-4 p. 89 (NCMEC report of identification of "Misty series image: !12[1200].jpg.png. Dec of Kevin Laws ISO Pltffs' MSJ, Ex. 2 at Dkt # 139-4, p. 170 (HSI Report of Investigation listing same computer media as plea), Ex.12 Dkt No. 139-4, p.256; (Sanitized image received from HSI and identified by Amy)</p> <p>.</p>
Erika/Tori			
Jenny			
Jessica			
Lily			
Maureen			
Mya			
Pia			
Sally			
Sarah			
Savannah			

Sierra			
Skylar			
Violet			

Dated this \_\_\_\_ March, 2021.

CARPENTER, ZUCKERMAN, & ROWLEY

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 Skylar, Savannah, Sally, Sierra, Violet,  
 Amy, Erika, Tori, Jenny, and Jessica

1 DEBORAH A. BIANCO, PLLC

2 By /s/ Deborah A. Bianco

3 Deborah A. Bianco, *Pro Hac Vice*

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7 Email: deb@debbiancolaw.com

8 Attorney for Plaintiffs Maureen, Pia,

9 And Mya



# **EXHIBIT B**

From: [Ethan A. Balogh](#)  
To: [Debbie Bianco](#)  
Cc: [pjhcrd@cand.uscourts.gov](mailto:pjhcrd@cand.uscourts.gov); [Carol Hepburn](#); [John Kawai](#)  
Subject: Re: Amy et al v. Curtis 3:19-CV-02184PJH  
Date: Wednesday, March 10, 2021 2:45:25 PM

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Defendant objects to the Court's participation in the preparation of plaintiffs' presentation. We will perfect this objection and any others with our formal response

On Mar 10, 2021, at 13:39, Debbie Bianco <[bianco.lawyers@gmail.com](mailto:bianco.lawyers@gmail.com)> wrote:

Good afternoon, Ms. Collins,

We are working on putting together a chart that is consistent with the Court's order. I am attaching an initial sample of the chart, for the Court's review. We would ask if the Judge could please confirm that this format is what Judge Hamilton has in mind. If it is, then we will complete and file under seal. If not, we will make adjustments to meet the Court's requirements.

Thank you.

Deborah Bianco

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<Chart Revised Per Court Order.Curtis[1].docx>